

# DECLARATION FOR PATENT APPLICATION

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

ATTORNEY DOCKET NO.: BWT3003-0032

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## PACKAGING DEVICE AND METHOD

the specification of which:

is attached hereto; or

was filed as United States application Serial No. \_\_\_\_\_ on \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable); or

was filed as PCT international application Number \_\_\_\_\_ on \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office information which is material to the patentability of claims presented in this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate or §365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

### PRIOR FOREIGN APPLICATION(S):

| COUNTRY<br>(if PCT, indicate PCT) | APPLICATION NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED   |
|-----------------------------------|--------------------|--------------------------------------|--|
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefits under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

**U.S. PROVISIONAL APPLICATIONS**

U.S. PROVISIONAL APPLICATION NO.

U.S. FILING DATE

**60/457,790**

**March 26, 2003**

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or §365(c) of any PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to the patentability of claims presented in this application in accordance with Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT:**

| U.S. APPLICATIONS    |                  | STATUS (Check One) |         |           |
|----------------------|------------------|--------------------|---------|-----------|
| U.S. APPLICATION NO. | U.S. FILING DATE | PATENTED           | PENDING | ABANDONED |
|                      |                  |                    |         |           |
|                      |                  |                    |         |           |
|                      |                  |                    |         |           |
|                      |                  |                    |         |           |

Direct Telephone Calls and any Communication To:

**The Kenealy Law Office, LLC  
 Customer No. 39083**

**David J. Kenealy  
 703-518-8485**

Combined Declaration For Patent Application and Power of Attorney - (Continued)  
(includes Reference to PCT International Applications)  
ATTORNEY DOCKET NO.: BWT3003-0032

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF SOLE  
OR FIRST INVENTOR

Julian R. ROGERS Jr.

RESIDENCE &  
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New Bern, NC 28562

COUNTRY OF  
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FIRST OR SOLE INVENTOR'S SIGNATURE

DATE

*Julian R. Rogers Jr.*

3.11.04

Listing of Inventors Continued on attached page(s)    ☐ Yes    ☒ No

**PATENT**

Attorney Docket No.: BWT3003-0032

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |   |                            |
|--|---|----------------------------|
| In re Application of: Julian R. ROGERS Jr. | ) |                            |
|  | ) |                            |
| Serial No.: Unassigned                     | ) | Group Art Unit: Unassigned |
|  | ) |                            |
| Filed: Herewith                            | ) | Examiner: Unassigned       |
|  | ) |                            |
| For: PACKAGING DEVICE                      | ) |                            |
| AND METHOD                                 | ) |                            |

**Box Patent Application**

Commissioner for Patents

Alexandria, VA 20231

**POWER OF ATTORNEY AND CERTIFICATE UNDER 37 C.F.R. 3.73(b)**

Sir:

Blue Water Technologies, LLC, a corporation of North Carolina, certifies that it is the Assignee of the invention and patent application identified above by virtue of the chain of title from the inventor to the Assignee as shown below.

| FROM                 | TO                              | REEL/FRAME No.<br>or Documents Enclosed |
|----------------------|---------------------------------|---|
| Julian R. Rogers Jr. | Blue Water<br>Technologies, LLC | Assignment Enclosed                     |
|                      |                                 |   |
|                      | /                               |   |
|                      |                                 |   |

**PATENT**

POA/Cert. 3.73(b)

Attorney Docket No.: BWT3003-0032

**POWER OF ATTORNEY:** As assignee of the entire right in the above-referenced invention and patent application, we hereby appoint the registered practitioners of the below listed Customer Number for The Kenealy Law Office, LLC, including David J. Kenealy (attorney registration number 40,411) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to the address associated with the below Customer Number:

**Customer Number 39083**

**The Kenealy Law Office, LLC**  
**23 W. Myrtle St.**  
**Alexandria, VA 22301**

Direct Telephone Calls To:  
(name and telephone number)

**David J. Kenealy**  
**703 518-8485**

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the Assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Blue Water Technologies, LLC  
4218 Old Cherry Point Road  
New Bern, NC 28560

Dated: 3.11.04

By: Julian R. Rogers Jr.

Typed Name: Julian R. Rogers Jr.

Title: Co-Owner/GM